

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Kenneth Merola et al.

Serial No.: 10/008,579

Art Unit: 2851

Filed

: November 8, 2001

Examiner: David M. Gray

For

: METHOD OF PROMOTING SKIN CARE PRODUCTS

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September 8, 2004

(Date of Deposit)

William E. McGowan
(Name of applicant, agaigner or Registered Representative)

(Signature)

September 8, 2004
(Date of Signature)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

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Dear Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §\$1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

In accordance with §1.97(b), since this Information \boxtimes Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under §1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under \$1.114, no additional fee is required. In accordance with \$1.129(a), this Information Disclosure Statement is being filed in connection with [] the first or □second After Final Submission, therefore: Statement in Accordance with \$1.97(e) \Box (attached); or Please charge Deposit Account No. 10-/ the fee of \$180.00 as set forth in \$1.17(p). In accordance with \$1.97(c), this Information Disclosure Statement is being filed after the period set forth in \$1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, or an action that otherwise closes prosecution and that it is accompanied by one of: Statement in Accordance with \$1.97(e)

(attached); or

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	-	these references are available to the Examine
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national stage under 35 USC §371 after June 30, 2003 (see USPTO waiver of requirement under 37 CFR 1.98 (a)(2)(i). There are no listed references which are not in the English language. The relevance of those listed references which are 冈 not in the English language is as follows: WO 94/24936 is in German with an English abstract on the 1st page. Attached are copies of search report(s) from corresponding patent application(s), which are listed on the attached Submission Under MPEP 609 D. Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D. Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/J&J-2066/WEM. This form is submitted in triplicate. Respectfully submitted, William E. McGowan Reg. No. 39,301 Attorney for Applicants

Johnson & Johnson One Johnson & Johnson Plaza New Brunswick, NJ 08933-7003 (732) 524-2197

DATED: September 8, 2004

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Application Number	10/008,579
Filing Date	November 8, 2001
First Named Inventor	Merola
Group Art Unit	2851
Examiner Name	David M. Gray
Attorney Docket Number	J&J-2066

				U.S. PATENT DOCUMENTS		
		U.S. Patent Do	cument	A San Andrews	Date of Publication	Pages, Columns, Lines,
Examiner	Cite		Kind Code ²	Name of Patentee or Applicant	of Cited Document	where relevant passages
Initials	No.1	Number	(if known)	of Cited Document	mm-dd-yyyy	or relevant figures appear
		3,904,293		Gee	09/09/1975	
		4,170,987		Anselmo et al.	10/16/1979	
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		5,640,957		Kaminski et al.	06/24/1997	
		5,836,872		Kenet et al.	11/17/1998	
			FORI	EIGN PATENT DOCUMENTS		

Foreign Patent Document Date of Publication Pages, Columns, Lines, of Cited Document where relevant Name of Patentee or passages or relevant Examiner Cite mm-dd-yyyy **Applicant of Cited Document** figures appear KindCode⁵ Number⁴ Office² No.1 12/21/2000 PCT The Procter & Gamble Company 00/76398 PCT wo **A2** Univlever NV 01/18/2001 01/04839 11/08/2001 PCT wo A2 Flock et al. 01/82786 03/29/2001 PCT A2 Nadeau et al. 01/22741 05/25/2001 Α1 Polartechnics Limited 01/35827 Xillix Technologies Corporation 06/28/2001 01/45557

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code (WIPO Standard S1.3), 4 For Japanese parent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

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Attorney Docket Number	J&J-2066

 Cite	U.S. Patent Document Kind Code ² Number (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear
	5,991,433	Osanai et al.	11/23/1999	
	6,018,586	Kamei	01/25/2000	
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	1			Name of Patentee or Applicant	Date of Publication	rayes, columns, cinos,
Examiner Initials	Cite No.1	Number	Kind Code ² (if known)	of Cited Document	of Cited Document mm-dd-yyyy	where relevant passages or relevant figures appear
		5,991,433		Osanai et al.	11/23/1999	
		6,018,586		Kamei	01/25/2000	
·		6,081,612		Gutkowicz-Krusin et al.	06/27/2000	
		6,134,011		Klein et al.	10/17/2000	
		6,148,092		Qian	11/14/2000	
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	Cite	T	Foreign	Patent Document		Name of Patentee or	Date of Publication of Cited Document	Pages, Columns, Lines, where relevant			
Examiner Initials							Office ³	Number⁴ Kind	lCode ⁵	Applicant of Cited Document	mm-dd-yyyy
		PCT	WO 94/24936	A1	Beiersdorf AG	11/10/1994					
		PCT	WJO 97/47235	A1	J.M.I. Ltd.	12/18/1997					
		РСТ	WO 98/24360	A1	Lui et al.	06/11/1998					
		PCT	WO 98/37811	A1	Electro-Optical Sciences, Inc.	09/03/1998					
		EPO	0 682 236	A1	Chromatics Color Sciences	11/15/1995					
		EPO	EP 0 737 932	B1	NEC Corporation	10/16/1996					

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number of the patent document. 5 kind of document by the appropriate symbols as indicated of the document of the patent document. This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

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valid OMB control number.
10/008,579
November 8, 2001
Merola
2851
David M. Gray
J&J-2066

Examiner Initials No.1 Number (if known) Name of Patentee or Applicant of Cited Document Or Cited Docu	
Examiner Cite Kind Code ² Name of Patentee or Applicant of Cited Document of Cited Document or Represent for the control of Cited Document or Represent for the Cited Document or Represent for Represent for the control of Cited Document or Represent for Re	
of Cited Document or relevant froums	s, Lines, assages
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FOREIGN PATENT DOCUMENTS	

	er Cite No.1 Office3 Number4 KindCode5 Applicant of Cited Document mm							Foreign	Patent Document		Name of Patentee or	Date of Publication of Cited Document	Pages, Columns, Lines, where relevant	
Examiner Initials		mm-dd-yyyy	passages or relevant figures appear	T°										
		EPO	EP 1 089 208	A2	Shiseido Co. Ltd.	04/04/2001								
		EPO	EP 1 118 845	A2	Chromatics Color Sciences International, Inc.	07/25/2001								
		EPO	EP 1 194 898	B1	Unilever PLC	03/05/2003								

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	Examiner		Date	}
	Signature		Considered	

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Sheet 4 of 4

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First Named Inventor	Merola	
Group Art Unit	2851	
Examiner Name	David M. Gray	
Attorney Docket Number	J&J-2066	

		OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS	
Examiner's	Cite	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ²
		KOLLIAS, N., STAMATAS, G., Optical Non-Invasive Approaches to Diagnosis of Skin Diseases, Optical Diagnostics in Dermatology, 2002, pp.64-75.	
		KLIGMAN, A. FULTON, J., Ultraviolet Photography Serves as Both Predictor and Educator, Vol. 10, No. 9 Cosmetic Dermatology, 1997, pp.31-33.	
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		PHILLIPS, S, KOLLIAS, N. GILLIES, R., MUCCINI, J. DRAKE, L., Polarized light photography enhances visualization of inflammatory lesions of acne vulgaris, Journal of the American Academy of Dermatology, vol. 37, Number 6, pp.948-952.	
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